

September 13, 1993
JOINT REPORT FROM THE CITY MANAGER
AND THE CITY ATTORNEY TO
THE HONORABLE MAYOR AND CITY COUNCIL

CALIFORNIA REGIONAL WATER QUALITY
CONTROL BOARD COMPLAINTS

The City of San Diego was served on September 8, 1993 two (2) complaints from the California Regional Water Quality Control Board, San Diego Region, seeking administrative civil liability. Complaint No. 93-98 alleges that the manner and timing of City sewage spill reports do not conform to Board requirements, as evidenced by the spill report on the Pump Station 65 spill of June 21, 1993. Complaint No. 93-99 alleges that ongoing, operational problems at Fiesta Island have caused erroneous calculations of suspended solid removal rates at the Point Loma Wastewater Treatment Plant. Both complaints seek substantial civil penalties and are set for hearing on September 27, 1993.

As to the Pump Station 65 spill allegations, the Water Utilities Director has reviewed the complaint and reports that the 5,400 gallon estimate of the volume of the spill is factually accurate and the spill was contained within 90 minutes of discovery. As to the Fiesta Island allegations, the City Manager reported in his September 2, 1993 report (copy attached) that significant improvements on Fiesta Island are being pursued and would be accomplished by the end of this year.

Based on the above, the City Manager and the City Attorney plan to vigorously contest both complaints and will report to you accordingly.

Respectfully submitted,

JACK McGRORY
City Manager
TB:mb:lc:450(043.1)
Attachment:1
RC-93-40

JOHN W. WITT
City Attorney

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